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PATENT & TRADEMARK OFFICE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. 09/747,308
Filing Date 12/22/2000
Inventorship Eric G. Jakstadt
Applicant Microsoft Corporation
Attorney's Docket No. MS1-428US
Title: A System and Method for Secure Third-party Development and Hosting within a Financial Services Network

REQUEST FOR REFUND UNDER 37 CFR § 1.26

To: Mail Stop 16 (Fax # 571-273-6500)
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

From: David A. Morasch (Tel. 509-324-9256, ext. 210; Fax 509-323-8979)
Lee & Hayes, PLLC
421 W. Riverside Avenue, Suite 500
Spokane, WA 99201

We hereby request a debit/refund in the amount of \$950.00, with respect to the 9/8/2005 charge to Deposit Account No. 12-0769, which was incorrectly charged with the filing of the Notice of Appeal on 9/6/2005 for the above-identified patent application.

The Notice of Appeal (\$500.00) was filed with a two month extension fee (\$450.00) on 9/6/2005 and charged to Deposit Account 12-0769 on 9/7/2005. The above-mentioned documents were faxed a second time because the Auto-Reply Facsimile Transmission was not received the first time. Therefore, Deposit Account 12-0769 should not have been charged \$950.00 on 9/8/2005, since this is a duplicate charge. A copy of the Fee Transmittal, Notice of Appeal, and the Petition for Extension of Time are included with this Request.

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Please credit Deposit Account No. 12-0769 for the \$950.00 overpayment.

Dated: Jan. 6, 2006

By:



David A. Morasch

Reg. No. 42905

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Fax Sender at 15093238979

9/6/2005 7:15:20 PM (Eastern Daylight Time)

2 (including cover page)

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Cover
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SEP 05 2005 11:18 AM Resubmitting. IN RU CITY		15932218975 to 3573273320 P.01/02
PREPARED BY: (20-05) Approved by: (20-05) 15932218975 Date: 09/05/05 Location: (20-05) 15932218975		
NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Appeal Number (Optional) 2005 22222
I hereby certify that the representative is duly licensed and that the United States Patent Office has received the appeal and that the appeal is being submitted in accordance with the Rules of the Board of Patent Appeals and Interferences, 37 CFR 1.101-1.109 of 1980, as amended, and that the appeal is being submitted on or before the date of the appeal. <u>9/6/05</u> Signature: <u>Robert J. Davis</u> Printed or typed name: <u>Robert J. Davis</u> Title: <u>Attorney</u>		In re application of <u>One G. Machine</u> Applicant Number <u>1577333</u> For a System and Method for Secure Web-based Computing All US <u>2005</u> Division <u>LAURENCE IN INVENTION</u>
Applicant hereby appeals to the Board of Patent Appeals and Interferences from my last decision of the examiner.		
The law for this Notice of Appeal is 37 CFR 1.120(a)(7)		
<input type="checkbox"/> Applicant claims that my last decision is in error. Therefore, the law shown above is incorrect by law, and the resulting law is:		
<input type="checkbox"/> A claim in the subject of this law is contained.		
<input type="checkbox"/> Payment by cash and, from PTO-2005 is contained.		
<input type="checkbox"/> The Director has already been authorized to change from its last decision to a Final Decision.		
<input checked="" type="checkbox"/> The Director is hereby authorized to change my last decision to a Final Decision. I have enclosed a duplicate copy of this appeal.		
<input checked="" type="checkbox"/> A decision to my satisfaction of this appeal is contained in 37 CFR 1.120(a)(7) (PTO-2005) is contained.		
REMINDER: This appeal is on my last decision. Credit have information about the law is contained in 37 CFR 1.120(a)(7) (PTO-2005) and must be shown on PTO-2005.		
I am the:		
<input type="checkbox"/> Applicant/Inventor.		
<input type="checkbox"/> Attorney or agent of the owner. My last decision under 37 CFR 1.120(a)(7) is contained.		
<input checked="" type="checkbox"/> Attorney or agent of appeal. 42000 Registration number: _____ 300-300-3000 Telephone number: _____		
<input type="checkbox"/> Attorney or agent of appeal of 37 CFR 1.120(a)(7). Registration number: _____		
NOTE: Signatures of all the inventors or co-inventors of the subject matter of the appeal must be submitted on or before the date of the appeal.		
<input type="checkbox"/> Type of _____		
This notice of appeal is required by 37 CFR 1.120(a)(7). The representative is required to submit a copy of this notice to the Board of Patent Appeals and Interferences, 37 CFR 1.120(a)(7). The representative is required to submit a copy of this notice to the Board of Patent Appeals and Interferences, 37 CFR 1.120(a)(7). The representative is required to submit a copy of this notice to the Board of Patent Appeals and Interferences, 37 CFR 1.120(a)(7).		

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PTO/SB/21 (08-03)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/747,308	
	Filing Date	12/22/2000	
	First Named Inventor	Eric G. Jakstadt	
	Group Art Unit	3624	
	Examiner Name	LALITA M HAMILTON	
Total Number of Pages in This Submission	7	Attorney Docket Number	MS1-428US

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> Terminal Disclaimer	Request for Refund Under 37 CFR 1.26;
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Request for Refund	copy of Fee Transmittal, Notice of Appeal &
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> CD, Number of CD(s)	Petition for Extension of Time
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	David A. Morasch/Reg. No. 42908
Signature	<i>David A. Morasch</i>
Date	Jan. 6, 2006

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	Melissa A Gable
Signature	<i>Melissa A Gable</i>
Date	1-6-06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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PTO/SB/31 (09-04)
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) MS1 0428US		RECEIVED CENTRAL FAX CENTER SEP 06 2005
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 [37 CFR 1.8(a)]" <u>9/6/05</u> on _____ Signature <u>Rebekah Glass</u> Typed or printed name <u>Rebekah Glass</u>		In re Application of <u>Eric G. Jakstadt</u>		
		Application Number <u>09/747,308</u>		Filed <u>12/22/2000</u>
		For <u>A System and Method for Secure Third-party Develop</u>		
		Art Unit <u>3624</u>	Examiner <u>LALITA M HAMILTON</u>	

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00


☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____
☐ A check in the amount of the fee is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 12-0769. I have enclosed a duplicate copy of this sheet.
☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.
☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/86)
☒ attorney or agent of record. 42805
 Registration number _____
☐ attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____


 Signature
David A. Morasch
 Typed or printed name
509-324-9258
 Telephone number
Sep 6, 2005
 Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.8. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 and select option 2.

19/08/2005 SSESHE1 00000003 120769 -09747308-

11 FC:1401 500.00 DA

PAGE 1/2 * RCVD AT 9/6/2005 3:49:57 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-6/26 * DNIS:2738300 * CSID:15093238979 * DURATION (mm-ss):01-00

Adjustment date: 03/29/2006 EEKUBAY1
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PTO/SB/22 (12-04)

Approved for use through 07/31/2005. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) FY 2005 <small>(Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4018).)</small>		Docket Number (Optional) MS1 0428US	
Application Number 09/747,308		Filed 12/22/2000	
For A System and Method for Secure Third-party Development and Hosting within a Financial Services Netwo			
Art Unit 3824		Examiner LALITA M HAMILTON	

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

	Fee	Small Entity Fee	
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120	\$60	\$ _____
<input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450	\$225	\$ <u>450.00</u>
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1020	\$510	\$ _____
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1590	\$795	\$ _____
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2160	\$1080	\$ _____

☐ Applicant claims small entity status. See 37 CFR 1.27.

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 12-0769. I have enclosed a duplicate copy of this sheet.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

09/08/2005 SSESHE1 00000003-09747308

I am the ☐ applicant/inventor. 02-FC:1252 450.00 DA

☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).

☒ attorney or agent of record. Registration Number 42905

☐ attorney or agent under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34 _____

David A. Morasch 509-324-9256
Signature Date
Typed or printed name Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to the (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

09/08/2005 SSESHE1 00000003 120769 09747308 for assistance in completing the form, call 1-800-PTO-0199 and refer option 2.

02 FC:1252

450.00 DA

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PAGE 2/2 * RCVD AT 9/6/2005 3:49:57 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-6/26 * DNIS:2738300 * CSID:15093238979 * DURATION (mm:ss):01:00

Adjustment date: 03/29/2006 EEKUBAY1
09/08/2005 SSESHE1 00000003 120769 09747308
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